

[If you need additional space for ANY section, please attach an additional sheet and reference that section.]

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5/8/2020

THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS

**20-CV-2868**

JUDGE PALLMEYER  
MAGISTRATE JUDGE VALDEZ  
PC5

Deltic

Darnell

Smith

(Enter above the full name  
of the plaintiff or plaintiffs in  
this action)

vs.

Case No: \_\_\_\_\_  
(To be supplied by the Clerk of this Court)

Country Club Hills  
Police Department  
And Ofc. Frazier  
#40

(Enter above the full name of ALL  
defendants in this action. Do not  
use "et al.")

**CHECK ONE ONLY:**

- ☒ **COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983**  
U.S. Code (state, county, or municipal defendants)
- ☐ **COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE**  
**28 SECTION 1331 U.S. Code** (federal defendants)
- ☐ **OTHER** (cite statute, if known)

**BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.**

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**I. Plaintiff(s):**

- A. Name: Deatrice Darnell Smith
- B. List all aliases: None
- C. Prisoner identification number: Y32487
- D. Place of present confinement: Hill Correction
- E. Address: 600 Linwood Road Galesburg P.O. box 1700 IL

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

**II. Defendant(s):**

(In **A** below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in **B** and **C**.)

- A. Defendant: Ofc. Frazier #40  
 Title: Peace officer  
 Place of Employment: Country Club Hills Police Department
- B. Defendant: Country Club Hills Department Police Station  
 Title: Service Department  
 Place of Employment: Police Station Department
- C. Defendant: 3700 W 175<sup>th</sup> Pl Country Club Hills IL 60478  
 Title: \_\_\_\_\_  
 Place of Employment: \_\_\_\_\_

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

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**III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:**

- A. Name of case and docket number: Didn't know as of rite now
- B. Approximate date of filing lawsuit: 10/10/2018 2018
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: Detric Smith
- D. List all defendants: Cook county Department of Correction
- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): the District Court United States
- F. Name of judge to whom case was assigned: Hart
- G. Basic claim made: failure to protect
- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): it was Dismissed
- I. Approximate date of disposition: None

**IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.**

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**III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:**

- A. Name of case and docket number: don't know rite now
- B. Approximate date of filing lawsuit: 10/20/2018
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: none
- D. List all defendants: Cook county Jail
- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): Cook
- F. Name of judge to whom case was assigned: Hart
- G. Basic claim made: failure to protect
- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): it was dismissed
- I. Approximate date of disposition: none

**IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.**



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#### IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

On June 19, 2018 I was in a domestic dispute with a family member which I Deltric Smith was assaulted so I called the police station to inform them of the assault than they showed up to my place of resident and I inform them of what had happen they wouldn't let me press charges at all than officer <sup>Frazier</sup> told me to come outside to talk to him which we had some words with each other I was assaulted with a picture frame than he told me I had to leave the house and I was the one assaulted than I was about to go back in the house because I lived there than as I was going in the house ofc Frazier grab me very roughly and throw me to the ground putting hand cuffs on me as I hit the ground all I could do is see stars from hitting the ground so hard than he picked me up then shoved me into his Squad Car I was badly hurting at that point. He than took me to the police station

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in told me I would be charged with Disorderly <sup>con</sup>duct  
~~me~~ I called an I had been assaulted than lied and said  
 I made a statement that I was being held hostage with  
 injuries I never made to statement that I was being  
 held hostage with injuries I said I was assaulted by a  
 family <sup>member</sup> than as I was being taken to country club Hills  
 Police station for booking I was in pain I was telling  
 the arresting officer I was in pain in I needed medical  
 attendtion he started laughing in telling me no I didn't  
 and I was lying so when I got to the police station I  
 told another officer and they called EMS were they came  
 and took me to South Suburban Hospital were they did  
 xRays ~~And~~ I had two broken Ribs on my right side  
 of my body my nine an tenth rib was broken they  
 gave me a eye bond on the case later the case was  
 thrown out in court I was false arrested for a  
 Crime I didn't do at all In I ended up with two  
 broken Ribs and I can't work because of the pain  
 I was Put in the news paper because of the arrest  
 My name was slender I lost wages because I can't work  
 Was pain and suffering emotional distress defamed

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**V. Relief:**

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I would like for the court to find me not at fault of disorderly  
conduct in find the police at find fault for making a false arrest  
I would like to get a Compensation one point five million  
dollars \$1.5 million dollars for Pain and Suffering defaming  
reputation Slendering emotional distress lost of wages

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

**CERTIFICATION**

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this April day of 24, 2020

Deltrac Smith

(Signature of plaintiff or plaintiffs)

Deltrac Smith

(Print name)

Deltrac Smith

(I.D. Number)

Y32487

17471 parklane Countryclub Hills IL 60478

(Address)